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IDAHO PUBLIC UTILITIES COMMISSION

Commission Secretary
Idaho Public Utilities Commission
PO Box 83720
Boise ID 83720-0074

Re: Case No. GNR-E-10-04
In the Matter of the Joint Petition of Idaho Power Company, Avista Corporation, and Pacificorp DBA Rocky Mountain Power to Address Avoided Cost Issues and to Adjust the Published Avoided Cost Rate Eligibility Cap

Dear Commissioners:

As the attorney for several small hydro co-generation facilities, we submit the following comments, in objection to the Petition filed above by Idaho Power et al.

The Petition does not indicate that any of the Petitioners are experiencing, nor do they anticipate, any problems with maintaining the eligibility cap regarding small hydro co-generation facilities. To reduce the published avoided costs rate eligibility cap at this time would, in our opinion, unfairly hinder small power producers due to no fault of their own. A blanket reduction in the published avoided cost rate eligibility cap is neither necessary nor appropriate.

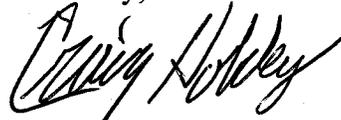
If in fact, the wind producers are taking unfair advantage of the avoided cost rate eligibility cap by dividing larger wind projects into smaller projects in order to utilize the published rates they, the wind producers, should be singled out and treated differently.

The Petition in effect, imposes a moratorium on PURPA projects in Idaho. As indicated, nowhere in the Petition is there any reference to problems associated with small hydro projects.

Therefore, on behalf of our clients, we urge the commissioners to either deny the petition as a whole, or to grant the petition only in as much as it refers to wind generation.

Thank you for your opportunity to comment in this matter.

Sincerely,



Craig D. Hobdey